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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

LEAGUE FOR COASTAL PROTECTION,
et al.,

Plaintiffs,

v.

GALE NORTON, Secretary of the Interior,
et al.,

Defendants.

No. C-05-00991-CW

STIPULATION AND
 ORDER STAYING CONSIDERATION OF
 PLAINTIFFS' BILL OF COSTS

The parties submit this Stipulation and [Proposed] Order Staying Consideration of the Plaintiffs' Bill of Costs until the time that the Court takes up plaintiffs' petition for attorneys fees, should plaintiffs file one.

In support of this Stipulation, the parties recite that:

1. Judgment in plaintiffs' favor was entered in this case on August 31, 2005, following the Court's ruling on the parties' cross-motions for summary judgment.
 2. Defendants have until October 31, 2005, to file a notice of appeal.
 3. On September 13, 2005, the Court granted the parties' stipulation extending the time for plaintiffs to file an attorneys' fees petition until November 30, 2005, should defendants not appeal, or within 30 days of final judgment following exhaustion of further opportunity to appeal, should an appeal be taken.
 4. On September 8, 2005, plaintiff filed their bill of costs.
 5. The defendants agree that the costs enumerated in plaintiffs' bill of costs are properly taxable costs; however, defendants believe that it would be appropriate to defer consideration of those costs until the Court takes up the larger question of plaintiffs' entitlement to attorneys fees and other expenses, should plaintiffs file a petition for fees and expenses.
- Accordingly, the parties stipulate to the [proposed] order, set out below, providing that the Court will defer consideration of plaintiffs' bill of costs until the time that plaintiffs file a petition for attorneys' fees and expenses.

SO STIPULATED:

For the Plaintiffs:

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Environment California, Get Oil Out!, Santa
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For the Defendants:

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Dated: September 22, 2005

ORDER

In consideration of foregoing Stipulation, good cause having been shown, it is hereby
ORDERED that the Court will consider plaintiffs' bill of costs at the time that plaintiffs' petition
for attorneys' fees and expenses comes at issue, should plaintiffs file such a petition.

9/30/05

Dated: _____



CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE